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PALM DRIVE HEALTH CARE DISTRICT  
7

8 UNITED STATES BANKRUPTCY COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SANTA ROSA DIVISION

11 In re  
12 PALM DRIVE HEALTH CARE DISTRICT,  
13 Debtor.  
14

Case No.: 14-10510-CN  
Chapter 9

15  
16 PALM DRIVE HEALTH CARE DISTRICT,  
17 Plaintiff,  
18 vs.  
19 ALERE NORTH AMERICA,  
20 Defendant.  
21

Adv. Proc. No. 16-01062

**NOTICE OF ENTRY OF JUDGMENT BY  
DEFAULT AGAINST DEFENDANT  
ALERE**

22 **PLEASE TAKE NOTICE** that the Court has entered the attached Judgment by Default  
23 against Defendant Alere on April 27, 2018.

24 Dated: April 27, 2018

FOX ROTHSCCHILD LLP

26 By: /s/ Michael A. Sweet  
Michael A Sweet  
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The following constitutes  
the order of the court. Signed April 27, 2018

A handwritten signature in black ink, appearing to read "Charles Novack".

Charles Novack  
U.S. Bankruptcy Judge

Attorneys for Plaintiff Debtor  
PALM DRIVE HEALTH CARE DISTRICT

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SANTA ROSA DIVISION

In re  
PALM DRIVE HEALTH CARE DISTRICT,  
Debtor.

Case No.: 14-10510-CN  
Chapter 9

PALM DRIVE HEALTH CARE DISTRICT,  
Plaintiff,  
vs.  
ALERE NORTH AMERICA,  
Defendant.

Adv. Proc. No. 16-01062

**JUDGMENT BY DEFAULT AGAINST  
DEFENDANT ALERE**

WHEREAS, the Complaint and Alias Summons in the above-entitled adversary proceeding were duly filed and served by plaintiff Palm Drive Health Care District ("Palm Drive") on defendant Alere North America, Inc. ("Alere"), and

WHEREAS, Alere has not timely answered or otherwise responded to the Complaint and Alias Summons; and

WHEREAS, an Entry of Default by Clerk and Notice Thereon was duly entered in this action by the Clerk of the Court on January 9, 2017, and notice thereof given by the Clerk on January 11, 2017; and good cause appearing;

1 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that:

- 2 1. Judgment is granted in favor of Palm Drive against Alere for recovery under Section 550  
3 of the Bankruptcy Code the sum of 15,585.67 in avoided preferential transfers; and  
4 2. Palm Drive is awarded its costs of suit in the amount of \$350.00; and  
5 3. Pursuant to Bankruptcy Code § 502(d) any and all claims of defendant Alere and/or its  
6 assignee(s) in the bankruptcy case of Palm Drive are hereby disallowed until such time as  
7 Alere pays to Palm Drive an amount equal to the aggregate of the awards in paras. 1 and  
8 2 preceding of this Judgment; and  
9 4. Pursuant to Bankruptcy Code § 502(j) any and all claims of defendant Alere and/or its  
10 assignee(s) in the bankruptcy case of Palm Drive previously allowed or deemed allowed  
11 are hereby reconsidered and disallowed until such time as Alere pays to Palm Drive an  
12 amount equal to the aggregate of the awards in paras 2 and 2 preceding of this Judgment.

13 \*\*\* IT IS SO ORDERED \*\*\*  
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